

REPORT OF THE COMMITTEE ON ENVIRONMENTAL CONTROL

July 21, 2009

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Silvestri, Commissioners Gainer, Gorman and Peraica (4)

Absent: Vice Chairman Steele, Commissioner Beavers and Moreno (3)

Also Present: Kevin N. Givens, MBA, MIT, Director of Environmental Control.

Ladies and Gentlemen:

Your Committee on Environmental Control of the Board of Commissioners of Cook County met pursuant to notice on Tuesday, July 21, 2009 at the hour of 9:30 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following item and upon adoption of this report, the recommendation is as follows:

283402 AN AMENDMENT TO THE COOK COUNTY CODE SECTION 30-387 OPEN BURNING (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Mike Quigley, County Commissioner.

The following is a synopsis of the Proposed Ordinance Amendment:

PROPOSED ORDINANCE AMENDMENT

AN AMENDMENT TO SECTION 30-387 OPEN BURNING

WHEREAS, the American Lung Association assigned Cook County a failing grade for air quality in its State of the Air 2006 report, citing dangerously high levels of both particle and ozone pollution; and

WHEREAS, approximately one million of Cook County's 5.3 million residents have been diagnosed with asthma, lung cancer, chronic obstructive pulmonary disease, emphysema, or other lung diseases exacerbated by air pollution; and

WHEREAS, the open burning of domicile waste, also known as household trash, can produce carcinogenic compounds and carbon monoxide, which, at even low levels of exposure, can cause a variety of neurological symptoms, including headache, fatigue, nausea, and vomiting; and

WHEREAS, the open burning of landscape waste also produces air pollution and smoke that can make breathing difficult for people with asthma, emphysema, chronic bronchitis, allergies, and other conditions; and

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WHEREAS, residents of unincorporated Cook County are required to contract for regular trash collection, rendering unnecessary the practice of burning domicile waste; and

WHEREAS, all Cook County municipalities but one have already banned the open burning of leaves; and

WHEREAS, there are alternatives to the burning of landscape waste, most notably mulching and composting.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 30, Article III, Division 3, Sec. 30-387 Open burning of the Cook County Code is hereby amended as follows:

Sec. 30-387. Open burning.

~~(2) The open burning of domicile waste, but only:~~

- ~~a. On the premises on which such waste is generated;~~
- ~~b. In areas other than restricted areas;~~
- ~~c. When atmospheric conditions will readily dissipate contaminants;~~
- ~~d. If such burning does not create a visibility hazard on roadways, railroad tracks, or airfields; and~~
- ~~e. When it can be affirmatively demonstrated to the Department that no reasonable alternative method of disposal is available.~~

~~(3) The open burning of landscape waste, but only:~~

- ~~a. On the premises on which such waste is generated;~~
- ~~b. When atmospheric conditions will readily dissipate contaminants;~~
- ~~c. If such burning does not create a visibility hazard on roadways, railroad tracks, or airfields;~~
- ~~d. In those areas of the County which are not in the following prohibited areas:~~
 - ~~1. Municipalities in which open burning is prohibited;~~
 - ~~2. Unincorporated areas 1,000 feet or less from a municipality in which open burning of landscape waste is prohibited; and~~

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~~e. When it can be affirmatively demonstrated to the Department that no reasonable alternative method of disposal is available.~~

(43) The setting of fires to combat or limit existing fires, when reasonably necessary in the judgment of the Department.

(54) The burning of fuels for legitimate campfire, recreational, and cooling purposes, or in domestic fireplaces, in such cases.

(65) Small open flames for heating tar, for welding, acetylene torches, highway safety flares, and the like.

(c) *Permits.*

2.1. Anywhere except on the premises on which such waste is generated;

2.2. When atmospheric conditions will not readily dissipate contaminants;

2.3. If such burning creates a visibility hazard on roadways, railroad tracks, or air fields;

2.4. Unless it can be affirmatively demonstrated to the Department that no economically reasonable alternative method of disposal is available; and

(e) *Enforcement.* This section shall apply to all areas within Cook County, Illinois, except those areas which are governed by an ordinance of another governmental entity (which by law may not be superseded by this section). It shall be the obligation of local governments, as well as of the Department, to enforce by appropriate means the prohibitions in this section.

(Code 1980, § 16-6.11; Ord. of 4-3-1969; Ord. of 4-16-1973.)

***Referred to the Committee on Environmental Control 12/6/06.**

Commissioner Gainer, seconded by Commissioner Gorman, moved to Receive and File Communication No. 283402. The motion carried.

285200

AIR POLLUTION OPERATING PERMITS/SITE FEES AND REGULATIONS CALLING FOR THE REDUCTION IN REGULATED AIR POLLUTANT EMISSIONS FROM ALL MINOR AND MAJOR SOURCE FACILITIES IN COOK COUNTY (PROPOSED ORDINANCE). Submitting a Proposed Ordinance sponsored by Todd H. Stroger, President, Cook County Board of Commissioners.

SUBSTITUTE ORDINANCE

AIR POLLUTION OPERATING PERMITS

WHEREAS, the Cook County area has been designated as an area of non-attainment of suitable air quality and ozone standards by the United States Environmental Protection Agency partially due to the air pollution emissions of the expansive industrial businesses within its boundaries; and

WHEREAS, the Board of Commissioners of the County of Cook has introduced a number of air pollution reduction activities as an effort to diminish the detrimental effects of air pollution on the residents of Cook County; and

WHEREAS, the accumulation of greenhouse gases and criteria pollutants in the atmosphere is forming extremely high levels of ozone and adding to global warming; and

WHEREAS, as the levels of pollutants in the Cook County area increases, the number of respiratory and cardiovascular related ailments proportionally increase; and

WHEREAS, the United States Environmental Protection Agency and the Illinois Environmental Protection Agency have established regulatory standards in the areas of permitting and reporting of air pollution sources in an effort to track and reduce air pollution levels;

NOW THEREFORE BE IT ORDAINED by the Cook County Board of Commissioners that Chapter 30, Article III, Division IV, Sections 30-391 through 30-399 of the Cook County Code of Ordinances are hereby enacted as follows:

- Division IV. Air Pollution Operating Permits and Site Fees and Reductions in Regulated Air Pollutant Emissions
- 30-391 Recitals.
 - 30-392 Public Purpose.
 - 30-393 Authority to Issue Air Pollution Operating Permits and Fees.
 - 30-394 Regulated Air Pollutants.
 - 30-395 Air Pollution Filing Permit Fees and Annual Emissions Fees.
 - 30-396 Rules and Regulations.
 - 30-397 Emission Levels Reduction.
 - 30-398 Required Submission of Illinois Annual Air Emission Report.
 - 30-399 Effective Date.

Section 30-391. Recitals. The President and the Board of Commissioners of the County of Cook find that all of the recitals contained in the preambles to this Ordinance are full, true and correct and do incorporate them into this Ordinance by this reference.

Section 30-392. Public Purpose. It is hereby found, determined and declared that the purpose of this Ordinance is to assist the Board and President in the preservation, protection and improvement of the air resources in Cook County so as to promote the health, safety, welfare and comfort of its residents. Cook County may take appropriate action to regulate air pollution within Cook County and may promote the reduction in greenhouse gas emissions from all air pollution source facilities.

Section 30-393. Regulated Air Pollutants. "Regulated Air Pollutant" means the following:

- (a) Nitrogen oxides (NO_x)
- (b) Carbon oxides (CO_x)
- (c) Ammonia (NH₃)
- (d) PM (Particulate Matter including PM₁₀ and PM_{2.5})
- (e) Sulfur oxides (SO_x)
- (f) Volatile Organic Compounds (VOC)
- (g) Lead (Pb)
- (h) Any pollutant for which a national ambient air quality standard has been promulgated.

Section 30-394. Authority to Issue Air Pollution Operating Permits and Fees.

The Cook County Department of Environmental Control shall issue initial annual air pollution operating permits beginning in 2007 and annual air pollution operating permits thereafter.

Section 30-395. Air Pollution Filing Permit Fees and Annual Emissions Fees.

Any owner of a site which is required by the State of Illinois to have an air pollution operating permit shall also obtain a filing permit from the Cook County Department of Environmental Control within 30 days of receipt of its state permit and every three years thereafter. The owner also must pay annual emissions fees based upon the tonnage of pollutants emitted.

This requirement does not apply to sites permitted by the Illinois Environmental Agency solely as (1) retail liquid dispensing facilities that have air pollution control equipment or (2) agrichemical facilities with an endorsed permit pursuant to Section 39.4 of the Illinois Environmental Protection Act. The owner or operator of a portable emission unit, as defined in 35 Ill. Adm. Code 201.170 of the Illinois Environmental Protection Act, may change the site of any unit previously permitted without paying an additional fee under this Section for each site change, provided that no further change to the permit is otherwise necessary or requested.

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Notwithstanding any rules to the contrary, the owner of a permitted site shall remit to the Cook County Department of Environmental Control the following filing permit fees, payable every three years upon obtaining or renewing a permit, and annual emissions fees:

(1) A site permitted to emit less than 25 tons per year of any combination of regulated air pollutants as reported by its previous year Annual Illinois Air Emission Report (AER), shall pay a filing permit fee of \$1,000 plus an annual emissions fee of \$5 per ton of the total tonnage of any combination of regulated air pollutants.

(2) A site permitted to emit at least 25 tons per year but less than 50 tons per year of any combination of regulated air pollutants as reported by its previous year AER, shall pay a filing permit fee of \$1,500 plus an annual emissions fee of \$10 per ton of the total tonnage of any combination of regulated air pollutants.

(3) A site permitted to emit at least 50 tons but less than 100 tons per year of any combination of regulated air pollutants as reported by its previous year AER, shall pay a filing permit fee of \$2,000 plus an annual emissions fee of \$15 per ton of the total tonnage of any combination of regulated air pollutants.

(4) A site permitted to emit at least 100 tons per year of any combination of regulated air pollutants as reported by its previous year AER, shall pay a filing permit fee of \$2,500 plus an annual emissions fee of \$20 per ton of the total tonnage of any combination of regulated air pollutants.

Section 30-396. Rules and Regulations.

(a) The Cook County Department of Environmental Control shall establish procedures for the collection of air pollution filing permit and annual emissions fees.

(b) The Cook County Department of Environmental Control ("Department") may deny an application for the issuance, transfer, or renewal of an air pollution operating permit if any air pollution site fee owed by the applicant has not been paid within 60 days of the due date, unless the applicant, at the time of application, pays to the Department in advance the air pollution site fee for the site that is the subject of the operating permit, plus any other air pollution site fees then owed by the applicant. The denial of an air pollution operating permit for failure to pay an air pollution site fee shall be subject to review by the County Environmental Control Board of Appeals pursuant to the provisions of Chapter 30, Article II, Division 4. Section 30-123 of the Counties Code.

(c) If the Cook County Department of Environmental Control determines that an owner or operator of a site was required, but failed, to timely obtain an air pollution operating permit, and as a result avoided the payment of permit fees, the Department may collect the avoided permit fees with or without pursuing enforcement. The avoided permit fees shall be calculated as double the amount that would have been owed had a permit been timely obtained. Fees collected pursuant to this subsection shall be deposited into the Cook County Environmental Management Fund

(d) If the Cook County Department of Environmental Control determines that an owner or operator of a site was required, but failed, to timely obtain an air pollution operating permit and as a result avoided the payment of permit fees, an enforcement action may be brought. In addition to any other relief that may be obtained as part of this action, the Cook County Department of Environmental Control may seek to recover the avoided permit fees. The avoided permit fees shall be calculated as double the amount that would have been owed had a permit been timely obtained. Fees collected pursuant to this subsection (d) shall be deposited into the Cook County General Fund.

(e) If a Permittee subject to a fee under this Section fails to pay the fee within 90 days of its due date, or makes the fee payment from an account with insufficient funds to cover the amount of the fee payment, the Department shall notify the Permittee of the failure to pay the fee. If the Permittee fails to pay the fee within 60 days after such notification, the Department may, by written notice, immediately revoke the air pollution operating permit. Failure of the Cook County Department of Environmental Control to notify the Permittee of failure to pay a fee due under this Section, or the payment of the fee from an account with insufficient funds to cover the amount of the fee payment, does not excuse or alter the duty of the Permittee to comply with the provisions of this Section.

Section 30-397. Emission Levels Reduction. Permit Holders for sites where the levels of pollution emissions exceed 100 tons per year of cumulative regulated air pollutants shall be required to submit an annual "Regulated Air Pollutant Emission Reduction Plan" to the Cook County Department of Environmental Control for the Department's approval. Said plan shall detail efforts that will be made to decrease the Site's cumulative regulated pollutant emissions by 10% within the term of the air pollution operating permit.

(a) Annual Regulated Air Pollutant Emission Reduction Plans submitted to the Cook County Department of Environmental Control will be verified by reviewing the Site/Permittee's Illinois Annual Air Emission Report (AER).

(b) Established Regulated Air Pollutant emission reductions exceeding 10% on an annual basis will allow a 10% credit reduction of the following year annual air permit fee.

(c) Failure to reduce Regulated Air Pollutant emissions as indicated in the County approved Reduction Plan may result in penalty fees or loss of permit.

Section 30-398, Required Submission of Illinois Annual Air Emission Report.

(a) Each Site/Permittee shall be required to submit its Illinois AER to the Cook County Department of Environmental Control within 1 month of the submittal of the AER to the Illinois Environmental Protection Agency.

(b) Additionally, each Site/Permittee shall be required to submit quarterly reports detailing the individual pollution emission levels for its fuel burning devices and cumulative values of pollution emissions within the quarterly period.

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Section 30-399. Effective Date. This Ordinance shall take effect within ninety (90) days of passage.

***Referred to the Committee on Environmental Control 03/1/07.**

**** Substitute Ordinance accepted, and Communication Number 285200 was deferred on May 15, 2007.**

*****Deferred at the meeting of 09-11-07.**

Chairman Silvestri informed the Committee that the above item Communication No. 285200 was Withdrawn.

289623 CIRCUIT COURT OF COOK COUNTY, by Timothy C. Evans, Chief Judge, transmitting a Communication:

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of bottled drinking water.

Contract period: April 11, 2008 through April 10, 2009. (310-350 Account). Requisition No. 83100001.

Approval of this item would commit Fiscal Year 2008 and future year funds.

***Referred to the Committee on Environmental Control 10/2/07.**

291517 COOK COUNTY GREEN COURTS INITIATIVE RESOLUTION (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Mike Quigley, County Commissioner.

The following is a synopsis of the Proposed Resolution:

PROPOSED RESOLUTION

COOK COUNTY GREEN COURTS INITIATIVE RESOLUTION

WHEREAS, a Green Courts Task Force, comprising representatives from the Chicago Bar Association, the Cook County Clerk of the Circuit Court and the Chief Judge's offices, private attorneys, information technology representatives, and one Cook County Commissioner, has been created and is charged with the duty of investigating and facilitating ways to convert the Cook County court system, and ultimately the greater legal community, into a paperless system.

NOW, THEREFORE, BE IT RESOLVED, by the Cook County Board of Commissioners, that the Office of the Clerk of the Cook County Circuit Court and the Office of the Chief Judge are hereby directed to develop a Green Courts Initiative, with the aid of the Green Courts Task Force, designed to develop a comprehensive paper waste reduction program that incorporates regular, systematic green practices in the courts; and

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BE IT FURTHER RESOLVED, that this Green Courts Initiative should include a paper waste reduction program, including a comprehensive program for paper, print cartridges and other packaging materials, and should mandate the use of recycled-paper for all filings, and should allow for double-sided documents, whenever possible; and

BE IT FURTHER RESOLVED, that the Green Courts Task Force seeks the cooperation of the Illinois Supreme Court, the Administrative Office of the Illinois Court and the Circuit Court of Cook County in its efforts to incorporate green practices in the courts by developing a Green Courts Initiative; and

BE IT FURTHER RESOLVED, that the Green Courts Task Force shall further encourage the Chicago Bar Association to create its own voluntary paper use reduction program by actively encouraging its members including individuals, firms, private and public entities alike to participate in such a program; and

BE IT FURTHER RESOLVED, that the Office of the Clerk of the Circuit Court and the Office of the Chief Judge organize a task force to oversee the development of a permanent electronic file and serve system where paper files are eliminated and electronic documents become the official court record with the ultimate goal being to establish a paperless court system; and

BE IT FURTHER RESOLVED, that the Green Courts Task Force should further develop support networks to encourage the use of a permanent electronic filing system and also seek to amend any rules, acts, ordinances, resolutions or other legislation necessary to support a paperless system; and

BE IT FURTHER RESOLVED, that the Green Courts Task Force should provide a report to the Board no later than six months after the passage of this Resolution, and every six months after with an evaluation and reports of the paper waste reduction program and electronic filing system, when approved by the Illinois Supreme Court; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be prepared and presented to the Office of the Clerk of the Circuit Court, the Office of the Chief Judge, the Chicago Bar Association, the Illinois Supreme Court, and the Administrative Office of the Illinois Supreme Court.

***Referred to the Committee on Environmental Control 01/9/08.**

Commissioner Gainer, seconded by Commissioner Gorman, moved to Receive and File Communication No. 291517. The motion carried.

292098 RESOLUTION PROPOSING DEVELOPMENT AND IMPLEMENTATION OF ENERGY EFFICIENCY AND CARBON DIOXIDE REDUCTION PROGRAMS FOR COOK COUNTY BUILDINGS (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by William M. Beavers, County Commissioner.

The following is synopsis of the Proposed Resolution:

PROPOSED RESOLUTION

RESOLUTION PROPOSING DEVELOPMENT AND IMPLEMENTATION OF ENERGY EFFICIENCY AND CARBON DIOXIDE REDUCTION PROGRAMS FOR COOK COUNTY BUILDINGS

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, State of Illinois, that the President and Board of Commissioners support the pending Energy and Emission Reduction Request for Proposals and pending contracts that will generate deliverables that will benefit Cook County by:

1. Complying with the CO2 reductions as required by the Chicago Climate Exchange and place Cook County in a revenue generating position with the Chicago Climate Exchange;
2. Reducing Cook County use of electricity, natural gas, gasoline and water resulting in a reduction in its emissions of carbon dioxide;
3. Benchmark Cook County facilities for EnergyStar and LEED Existing Building certification;
4. Decreasing the cost of utilities for Cook County by hundreds of thousands of dollars a year.

BE IT FURTHER RESOLVED, by the President and the Board of Commissioners that each energy efficiency and carbon dioxide reduction initiative will be assessed in an effort to: 1) determine the fiscal, personnel, and operational impact on the using department or agency affected by the initiative; 2) determine whether fiscal, personnel, and operational resources exist for implementation of said proposed initiative; and, 3) conduct a cost-benefit-analysis of the initiative so as to determine whether the initiative can be sustained monetarily and to determine the risks associated with a decision to not implement said initiative.

***Referred to the Committee on Environmental Control 02/6/08.**

Commissioner Gainer, seconded by Commissioner Gorman, moved to Approve Communication No. 292098. The motion carried.

296490 COOK COUNTY ANNUAL INSPECTION AND CERTIFICATION OF OPERATION ORDINANCE AMENDMENT (Proposed Ordinance Amendment). Transmitting a Communication dated September 26, 2008, by Kevin N. Givens, Director Department of Environmental Control:

requesting authorization to modify the Environmental Control Ordinance, specifically Chapter 30, Sections 30-231 and 30-233 to allow the Department to better meet inspection requirements.

A similar modification to the Environmental Control Ordinance for commercial sites was authorized by the Cook County Board of Commissioners during the May 15, 2007 Cook County Board meeting.

COOK COUNTY ANNUAL INSPECTION AND CERTIFICATE OF OPERATION ORDINANCE AMENDMENT (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment by Todd H. Stroger, President, Cook County Board of Commissioners.

PROPOSED ORDINANCE AMENDMENT

**COOK COUNTY ANNUAL INSPECTION AND CERTIFICATION
OF OPERATION ORDINANCE AMENDMENT**

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 30 Environment, Sections 30-231 and 30-233 of the Cook County Code is hereby amended as follows:

Sec. 30-231. Generally.

An annual inspection shall be made by the Department of all fuel-burning, combustion or process equipment or devices coming under the provisions of this chapter, whether or not a certificate of operation or allowable fuel certificate allowing use of such equipment or process has been previously issued by the Director to see that such equipment or process can be so managed and operated that no smoke, particulate, or other matter shall be emitted there from in violation of any emission limitation or other requirement provided under this chapter; provided, however, that no annual inspection shall be required of locomotives, ships, boats, tugs, internal combustion engines, domestic heating plants, or domestic refuse-burning equipment; and provided, also, that where any fuel-burning combustion or process equipment or device has been installed, erected, constructed, reconstructed, altered, added to, or repaired pursuant to a permit issued under Section 30-151, has been inspected in accordance with the requirements of Section 30-232 hereof, and has been in operation less than six months, an annual inspection will not be required until six months from the date such equipment was first put under fire after the completion of such work. Commercial and industrial sites will not require an annual inspection. Inspections ~~of the fuel burning equipment and processes for commercial and industrial~~ sites will be conducted on a random schedule as designated by the Director. Upon notice that the equipment has been found to comply with the provisions of the

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chapter, and after payment of the prescribed fee, the Director shall issue a certificate of operation, which shall be posted in a conspicuous place within the plant. If, at the time of the annual inspection, it is found that the equipment is in such condition that it cannot be operated within the provisions of the chapter, the Director shall give notice in writing to the person owning, operating, or in charge of such equipment of the defects found and order the person to correct, repair, or replace the defective equipment. Failure to comply with this order within 30 days from its date shall be a violation of this section, and the Director is hereby authorized to seal the equipment. No person shall violate the seal on any equipment that has been sealed at the direction of the Director unless authorized by the Director in writing to do so.

Sec. 30-233. Certificate of operation - Issuance; posting.

~~Upon a finding that any fuel-burning, combustion or process equipment or device inspected, on any original, annual or subsequent inspection, has been found to comply with the provisions of this chapter and after payment of the prescribed fee, the Director shall issue a certificate of operation which shall be posted in a conspicuous place at or near the equipment or process. Certificates of operation will be issued on a schedule determined by the Director. The certificate of operation shall be posted in a conspicuous place at or near the equipment or process.~~ Any certificate of operation may contain such information and certifications as the Director may require. Commercial and industrial sites will receive a certificate of operation from the Department based on information in the Emission Inventory Master File. This file is updated as specified by the Director either (1) based on information and documentation submitted to the Department by the site or (2) by inspection.

Effective Date: This Ordinance shall be in full force and effective immediately upon adoption.

***Referred to the Committee on Environmental Control 10/1/08.**

Commissioner Gainer, seconded by Commissioner Gorman, moved to Approve Communication No. 296490. The motion carried.

296491 AN AMENDMENT TO CHAPTER 32 FEES (ENVIRONMENTAL CONTROL).
Transmitting a Communication dated September 26, 2008 by Kevin N. Givens,
Director, Department of Environmental Control:

requesting authorization to amend Chapter 32 Fees (Environmental Control) due to an error in a past amendment. The Cook County Board of Commissioners previously amended Chapter 32 Fees, Section 32-1, Chapter 30, Environment on February 21, 2007 (Ordinance 07-O-16). The proposed amendments do not involve new fees, rather these amendments offer language corrections and include schedules that were inadvertently omitted during the codification process.

Specifically, the amendment offered corrects wording at the beginning of Section 30-96(4)c; clarifies storage tank capacities in Section 30-97(3) that were missing or incorrectly classified; includes Section 30-97(3)c which was missing altogether; includes a category that was missing in Section 30-97(5) for the air flow rate of devices or apparatus used to control air pollution and corrects language at the beginning of Section 30-98(1).

Additionally, the amendment offered includes Section 30-600 which should be added to reinstate the Open Burning Fee Schedule, which was inadvertently omitted during the codification process and Section 30-96(1) should be changed to remove the reference of Open Burning from the Installation Permit Fee Schedule.

AN AMENDMENT TO CHAPTER 32 FEES ENVIRONMENTAL CONTROL (PROPOSED ORDINANCE AMENDMENT). Submitting a proposed ordinance amendment sponsored by Todd H. Stroger, President, Cook County Board of Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment:

PROPOSED ORDINANCE AMENDMENT

AN AMENDMENT TO CHAPTER 32 FEES (ENVIRONMENTAL CONTROL)

WHEREAS, Cook County is a home rule unit of local government pursuant to Article 7, Section 6a of the Illinois Constitution of 1970 with power to regulate those matters which pertain to its government and affairs; and

WHEREAS, the Cook County Department of Environmental Control enforces the Environmental Control Ordinance, which regulates air pollutants, noise, vibration, indoor asbestos abatement, and solid waste management; and

WHEREAS, the Department of Environmental Control charges fees to offset the cost of inspecting and permitting regulated activities and to encourage the prudent use of natural resources.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 32 Fees, Section 32-1, of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

CHAPTER 30, ENVIRONMENT

Effective date: This Ordinance amendment shall be effective upon adoption.

***Referred to the Committee on Environmental Control 10/1/08.**

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Commissioner Gainer, seconded by Commissioner Gorman, moved to Approve Communication No. 296491. The motion carried.

299723 COOK COUNTY CLEAN AND GREEN (PROPOSED RESOLUTION).
Submitting a Proposed Resolution sponsored by Deborah Sims, County Commissioner.

PROPOSED RESOLUTION

COOK COUNTY CLEAN AND GREEN

WHEREAS, the Cook County Board seeks to protect its employees and preserve the natural environment; and

WHEREAS, President Barack Obama has made the environment and energy a priority by introducing a \$150 billion plan to create green jobs and energy independence; and

WHEREAS, Green Seal (GS-37) is the most recognized certifier of green cleaning products in the United States. GS-37 certified products go through a stringent, science-based evaluation process to show that they have less impact on the environment and human health; and

WHEREAS, there is substantial evidence showing that GS-37 approved cleaning supplies are not harmful to one's health and do not release toxic fumes as do conventional chemical products; and

WHEREAS, conventional cleaning products and GS-37 certified cleaning products are comparably priced; and

WHEREAS, GS-37 certified products are readily available to Cook County suppliers, vendors and anyone who wishes to purchase them; and

WHEREAS, pre-measured and concentrated cleaning products offer substantial help to the environment, reduce shipping costs, increase available storage space, prevent waste and increase accountability among Cook County Board employees.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners seeks to implement a Green Cleaning Supply Ordinance that requires that all cleaning products used in Cook County facilities, purchased by Cook County and contracted vendors be Green Seal (GS-37) certified in order to help the environment and preserve the health of Cook County employees and residents. Pre-measured and concentrated cleaning products will be included in all bids for Cook County Board cleaning products.

***Referred to the Committee on Environmental Control 04/2/09.**

Commissioner Gorman, seconded by Commissioner Gainer, moved to Defer Communication No. 299723. The motion carried.

300830 AMENDS CLEAN INDOOR AIR (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Gregg Goslin, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

AMENDS CLEAN INDOOR AIR

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 30 Environment, Section 30-915 of the Cook County Code is hereby amended as follows:

Sec. 30-915. Reasonable distance.

Smoking is prohibited within ~~45~~ 30 feet of any entrance, exit, windows that open or ventilation intakes to an enclosed area in which smoking is prohibited.

Effective date. This Ordinance Amendment shall take effect immediately upon passage.

***Referred to the Committee on Environmental Control 06/2/09.**

****The following is a Substitute Amendment to Communication No. 300830:**

SUBSTITUTE AMENDMENT

SPONSORED BY COMMISSIONER GREGG GOSLIN

AMENDS CLEAN INDOOR AIR ORDINANCE

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 30 Environment, Section 30-916, of the Cook County Code is hereby amended as follows:

Sec. 30-901. Smoking policy for county facilities.

- (b) *Reasonable distance.* Smoking is prohibited within 15 feet of an enclosed area of any County facility, **except for County owned health facilities in which case smoking is prohibited within 30 feet**, so as to prohibit congestion at exits that could constitute fire hazard in the event of an emergency evacuation of the County facility.

Effective date. This Ordinance Amendment shall take effect immediately upon passage.

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Commissioner Gorman, seconded by Commissioner Gainer, moved to accept the substitute amendment to Communication No. 300830.

Commissioner Gorman, seconded by Commissioner Gainer, moved to Approve Communication No. 300830 as amended. The motion carried.

Commissioner Peraica voted No on the above item.

Commissioner Peraica moved to adjourn the meeting, seconded by Commissioner Gainer. The motion carried and the meeting was adjourned.

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTERS NAMED HEREIN:**

Communication Number 296493

Received and Filed

Respectfully submitted,
Committee on Environmental Control

Peter N. Silvestri, Chairman

Attest:

Matthew B. DeLeon, Secretary

**** The audio recording for this meeting is available from the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, IL 60602.**